



\$ RCE 3600

PTO/SB/30 (10-01)  
Approved for use through 10/31/2002. OMB 0651-0031  
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE  
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

# REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Address to:  
Commissioner for Patents  
Box RCE  
Washington, DC 20231

Application Number	09/682,247
Filing Date	August 9, 2001
First Named Inventor	Mark H. MILLER
Art Unit	3643
Examiner Name	K. ROWAN
Attorney Docket Number	009554-0291479

+ Hal  
Reg for  
RCE  
9/13

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

## 1. Submission required under 37 CFR 1.114

- a. ☐ Previously submitted
- i. ☐ Consider the amendment(s)/reply under 37 CFR 1.116 previously filed on \_\_\_\_\_  
(Any unentered amendment(s) referred to above will be entered).
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_
- iii. ☐ Other \_\_\_\_\_
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other \_\_\_\_\_

## 2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
- b. ☐ Other \_\_\_\_\_

## 3. Fees

The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 033975
- i. ☒ RCE fee required under 37 CFR 1.17(e) \$750.00
- ii. ☒ Extension of time fee (37 CFR 1.136 and 1.17) \$820.00
- iii. ☐ Other \_\_\_\_\_
- b. ☐ Check in the amount of \$ \_\_\_\_\_ enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

RECEIVED

SEP 03 2003

GROUP 3600

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Robert C. Perez	Registration No. (Attorney/Agent)	39328
Signature	<i>Robert C. Perez</i>	Date	August 25, 2003

## CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner For Patents, Box RCE, Washington, DC 20231, or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Name (Print/Type)		Date	
Signature			

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND Fees and Completed Forms to the following address: Assistant Commissioner for Patents, Box RCE, Washington, DC 20231.

08/26/2003 JBALINAN 00000120 033975 09682247

01 FC:1801 750.00 DA



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re PATENT APPLICATION OF

Confirmation No.: 1880

MILLER et al.

Group Art Unit: 3643

Appln. No.: 09/682,247

Examiner: K. ROWAN

Filed: August 9, 2001

Title: COUNTERFLOW INSECT TRAP

August 25, 2003

\* \* \* \* \*

AMENDMENT UNDER 37 C.F.R. § 1.111

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Office Action dated March 7, 2003, please amend the above-identified application as follows:

IN THE CLAIMS:

Please enter the following claims:

1. - 41. (Cancelled).

42. (Previously Added) A device for capturing flying insects, said device comprising:

an insect trap;

an airflow generator generating (a) an outflow comprising an insect attractant and (b) an inflow;

an outflow opening communicated to said airflow generator, said outflow opening enabling said outflow to flow outwardly from said device to create a plume flowing downwardly and spreading radially from said device; and

an inlet opening communicated to said airflow generator and said insect trap and positioned vertically higher than said outlet opening, said airflow generator drawing said inflow substantially counter to and immediately adjacent an upper portion of said plume and then into said trap via said inlet opening such that insects attracted to said outflow and flying

RECEIVED  
SEP 03 2003  
GROUP 3600